

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Prohibition & Excise Department - Allegation of Criminal Misconduct and Criminal Conspiracy against Sri S.Nageswara Rao, Deputy Commissioner of Proh.& Excise (Retd) for his involvement in Liquor Syndicate Case - Disciplinary action initiated - Delinquent officer placed on his defence before the Tribunal for Disciplinary proceedings - Orders of Hon'ble High Court dated 26.04.2021 in W.P.No.8708/2021 - Implemented - Orders - Issued.

REVENUE (VIGILANCE.III) DEPARTMENT

G.O.Rt.No.199

Dated:24.03.2022
Read the following:

1. From the D.G., ACB, Lr.Rc.No.39/RCO-TCT/2012, Dated:11.09.2012.
2. Memo. No.41652/Vig.V(2)/2012-1, Rev (Vig.V) Dept, Dt.16.01.2013.
3. Orders dt:26.04.2021 of the Hon'ble High Court in W.P.No.8708 of 2021 filed by Sri S.Nageswara Rao, Deputy Commissioner of Proh.& Excise (Retd).
4. From the Commissioner of Proh & Excise, Lr in Cr.No.2163/2021/CPE/A1, Dated:11.01.2022.

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ORDER:

Whereas, it was brought to the notice of the Government that Sri S.Nageswara Rao, Deputy Commissioner of Proh.& Excise (Retd) while he was in service involved in disciplinarily case pertaining to liquor syndicate cases of Chittoor District among the other Prohibition & Excise officials. After conducting detailed enquiry, the Director General, Anti Corruption Bureau in his final report Dt.11.09.2012 recommended to place Sri S.Nageswara Rao, Deputy Commissioner of Proh.& Excise (Retd) on his defence before Tribunal for Disciplinary Proceedings (TDP) along with other Prohibition & Excise officials.

2. After careful examination of the recommendations of the Director General, ACB, Government have taken a decision to entrust the case to the Tribunal for Disciplinary Proceedings (TDP) including Sri S.Nageswara Rao, Deputy Commissioner of Proh.& Excise (Retd) vide Memo 2nd read above.

3. And whereas, in the reference 4th read above, the Commissioner of Prohibition and Excise, has informed that Sri S.Nageswara Rao, Deputy Commissioner of Proh.& Excise (Retd) has filed W.P.No.8708/2021, Dt.26.04.2021 before the Hon'ble High Court. The Hon'ble High Court in its orders dated:26.04.2021 passed the following order.

"_____ the respondents are directed to pay the amount, which is due to the petitioner towards encashment of earned leave. So far as the payment of 80% of gratuity amount is concerned, the same can be decided after the instructions are obtained by the learned Government Pleader as to whether such payment can be made or not."

4. Further, the Commissioner, Prohibition & Excise Dept, A.P., Vijayawada has informed that the individual has filed a Contempt Case in CC.No.2144 of 2021 for not releasing encashment of earned leave amount and 80% gratuity as per the orders of Hon'ble High Court in W.P.No.8708/2021, and requested the Government to pass appropriate orders on the request of the petitioner.

5. Government, after careful examination of the matter and in compliance and due respect to the orders dated:26.04.2021 of the Hon'ble High Court of A.P passed in W.P.No.8708 of 2021, hereby release the pensionary benefits of encashment of earned leave and also 80% Gratuity in respect of Sri S.Nageswara Rao, Deputy Commissioner of Proh.& Excise (Retd).

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6. The Commissioner of Prohibition and Excise, A.P., Vijayawada shall take further necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To

Sri S.Nageswara Rao, Deputy Commissioner of Proh.& Excise (Retd) through the Commissioner of Prohibition and Excise, A.P., Vijayawada.

The Commissioner of Prohibition and Excise, A.P., Vijayawada.

Copy to:

The Director General, Anti Corruption Bureau, A.P., Vijayawada.

The Secretary to Commissioner, A.P.V.C., A.P.Secretariat, Velagapudi.

The Government Pleader for Services-I, High Court of A.P w.r.t W.P.No.8708 of 2021.

The Director of Treasuries and Accounts, A.P, Vijayawada.

The Accountant General, A.P., Vijayawada/Hyderabad.

Sf/Sc.

//FORWARDED::BY ORDER//


SECTION OFFICER